

05-05-84

RCE/2642

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL		Application Number	09/455,623
Address to: MAIL STOP RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		Filing Date	December 7, 1999
		First Named Inventor	Baiyor et al.
		Art Unit	2642
		Examiner	Nguyen, Quynh H.
		Attorney Docket No.	LUTZ 2 00124 Baiyor 9-1-9-10-9

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 CFR 1.114
 - a. Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
 - i. Consider the arguments in the Appeal Brief or Reply Brief filed on _____
 - ii. Other. Amendment D (After Final) filed on April 2, 2004
 - b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other
2. Miscellaneous
 - a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 - b. Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a request a -month extension of time to respond to the outstanding Office Action.
 - c. Other _____
3. Fees (The RCE fee under 37 CFR 1.114(e) is required by 37 CFR 1.114 when the RCE is filed.)
 - a. The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 06-0308.
 - i. RCE fee required under 37 CFR 1.17(e) _____
 - ii. Extension of time fee (37 CFR 1.136 and 1.17) _____
 - iii. Other Fees which may be required _____
 - b. Check in the amount of \$770.00 (large entity) enclosed.
 - c. Check in the amount of \$ _____ (large entity) to cover the applicable extension of time fees.

RECEIVED

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

MAY 07 2004

Technology Center 2600



Joseph D. Dreher, Reg. No. 37,123
 1100 Superior Avenue, Seventh Floor
 Cleveland, OH 44114-2518
 216/861-5582

"Express Mail" Mailing Label Number: EV 341152661 US
 Date of Deposit: May 4, 2004

I hereby certify that this **RCE Transmittal** and accompanying documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: MAIL STOP RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated above.



Stephanie Weinhardt